



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Appeal to the Board of Patent Appeals and Interferences

**PATENT
APPLICATION**

In re PATENT APPLICATION of

Inventor(s): RIETHMULLER-WINZEN et al.

Appln. No.: 09 | 666,146
Series Code ↑ | Serial No. ↑

Group Art Unit: 1617
Examiner.: S. HUI
Atty. Dkt. P 268411
M#

99/16 PH/1
Client Ref

Filed: September 20, 2000

Title: METHOD FOR THE THERAPEUTIC MANAGEMENT OF
EXTRAUTERINE PROLIFERATION OF ENDOMETRIAL
TISSUE, CHRONIC PELVIC PAN AND FALLOPIAN TUBE
OBSTRUCTION

Date: October 3, 2002

Hon. Commissioner of Patents
Washington, D.C. 20231

Sir:

1. **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated April 4, 2002 of the Examiner twice/finally rejecting claim(s) in this application or in this application and its parent application.
2. **BRIEF** on appeal in this application attached in triplicate (extendable up to 5 months).
3. An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer- unextendable)
4. Reply Brief is attached in triplicate (due two months after Examiner's Answer – unextendable).
5. "Small entity" statement filed: herewith. previously.
6. Fee NOT required because paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits (35 USC 134).

7. FEE CALCULATION

		Large/Small Entity	Fee Code
If box 1 above is X'd,	enter	\$320/160	\$320
If box 2 above is X'd,	enter	\$320/160	\$0
If box 3 above is X'd,	enter	\$280/140	\$0
If box 4 above is X'd,	enter nothing	- 0 - (no fee)	
8. Original due date: July 4, 2002			
9. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached.	(1 mo) (2 mos) (3 mos) (4 mos) (Usable only if box 2 is X'd--- 5 mos)	\$110/\$55 \$400/\$200 \$920/\$460 \$1,440/\$720 \$1,960/\$980	115/215 116/216 117/217 118/218 128/228
10. Enter any previous extension fee paid <input type="checkbox"/> previously since above Original due date (item 8); <input type="checkbox"/> with concurrently filed amendment		-\$0	
11. Subtract line 10 from line 9 and enter: Total Extension Fee			+\$920
12.		TOTAL FEE =	\$1240

**PLEASE CHARGE
OUR DEP. ACCT.**

(Our Deposit Account No. 03-3975)

(Our Order No. 98501 | 268411
C# | M#

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached. This **CHARGE STATEMENT** does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

10/04/2002 SSITHIB1 00000073 033975 09666146

Pillsbury Winthrop LLP

Intellectual Property Group

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NOTE: File this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments